

3-7-05

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/722,184
Applicant: Phillips
Filed: November 25, 2003
Art Unit: 1625
Examiner: Unknown
Title: NOVEL SUBSTITUTED BENZIMIDAZOLE
DOSAGE FORMS AND METHOD OF USING SAME
Docket No.: 03207556
Customer No.: 26565

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO/SB/08B form.

The references submitted in this Information Disclosure Statement were cited in the International Search Report of a corresponding PCT Application No. PCT/US03/06140 (copy enclosed) and in a recent Office Action for U.S. Application No. 10/407,552.

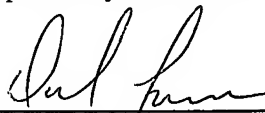
Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration of relevant portions thereof by making appropriate notations on the attached form. Pursuant to MPEP 609(A)(III)A(2) (page 600-128, Rev. 2, May 2004), no copies of the listed U.S. Patent documents are submitted as the present application was filed after June 30, 2003.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each of all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

The Commissioner is hereby authorized to charge any additional filing fees required under Rule 1.17 concerning this transaction, or to credit any overpayment to Deposit Account 13-0019.

Respectfully submitted,



David B. Fournier
Reg. No. 51696

Date: March 4, 2005

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